IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO. 805 (MS) OF 2006

Ravi Kumar,
S/o Sri Prem Chand,
R/o Brahampuri Rawali Mehdood,
Pargana – Jwalapur,
District-Haridwar. .....Petitioner.

Versus

1. Smt. Rani, W/o Sri Ravi Kumar,
   D/o Sri Raghuveer Singh,
   R/o Tilakpuri Pargana & Police Lakshar,
   Post Bhogpur, Tehsil – Lakshar,
   District-Haridwar,
2. Principal Judge Family Court, Haridwar.

.....Respondents.

Dated: 28.06.2006

Hon'ble Rajesh Tandon, J.

Heard Ms. Jyotsna, Advocate for the petitioner and Standing Counsel for the respondent no. 2.

By the present writ petition, the petitioner has prayed for a writ of mandamus commanding the respondent no. 2 to decide the Suit No. 84/2005 under Section 13 of the Hindu Marriage Act filed by the petitioner pending before the Court of respondent no.2.

The limitation of deciding the suit filed in the family court is one year, which has already passed, therefore, without going into the merit of the controversy, respondent no. 2 is directed to decide the Suit No. 84/2005 under Section 13 of the Hindu Marriage Act filed by the petitioner expeditiously

within a period of four months from the date of production of certified copy of the order.

Writ petition is allowed. No order as to costs.

(Rajesh Tandon, J.)

28.06.2006
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